

1 **Thomas R. Hogan, Esq., California State Bar No. 042048**
2 **LAW OFFICES OF THOMAS R. HOGAN**
3 **60 South Market Street, Suite 1125**
4 **San Jose, CA 95113-2332**
5 **Telephone: (408) 292-7600**

6 **Attorneys for Defendant**
7 **PUBLIC KEY PARTNERS**

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10 **UNITED STATES DISTRICT COURT**
11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 **ROGER SCHLAFLY,**

13 **Plaintiff,**

14 **v.**

15 **PUBLIC KEY PARTNERS and**
16 **RSA DATA SECURITY, INC.,**

17 **Defendants.**

18 **RSADSI,**

19 **Plaintiff,**

20 **v.**

21 **CYLINK CORPORATION, et al.**

22 **Defendants.**

23 **No. CV 94 20512 SW (PVT)**

24 **DEFENDANT PUBLIC KEY PARTNERS'**
25 **CASE MANAGEMENT CONFERENCE**
26 **STATEMENT**

27 **No. CV 96 20094 SW (PVT)**

28 **Date: April 17, 1997**
Time: 2:00 p.m.
Courtroom 4

29 Defendant Public Key Partners ("PKP") submits the following Case Management Conference
30 Statement.

31 **STATEMENT OF CASE**

32 Plaintiff Roger Schlafly, appearing *pro se*, filed this action in July, 1994, against Public Key
33 Partners ("PKP"), and one of its constituent partners, RSA Data Security, Inc. ("RSA") seeking a
34 declaration of patent invalidity and non-infringement; and alleging violations of antitrust law,
35 interference with contractual relationships, and unfair business practices.

1 **SETTLEMENT STATUS**

2 The parties have orally agreed to terms of a settlement that would eliminate several of the
3 issues now before the court. This settlement, which is likely to be finalized prior to the Case
4 Management Conference, will eliminate Stanford as a party, as well as Cylink and Caro-Kann, except
5 to the extent of their involvement as a PKP partner. The settlement agreement will also eliminate and
6 dismiss those issues regarding the Stanford patents.

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8 **REMAINING ISSUES**

9 A discovery schedule regarding plaintiff's business tort causes of action should be finalized by
10 the court at this time. It is PKP's position that such discovery can be accomplished within 90 days of
11 the Case Management Conference.

12 Consideration should now also be given to recalendaring the motion for summary judgment
13 regarding the MIT patents. Finally, PKP believes this case should be set for trial in either August or
14 September, 1997, or at the Court's earliest convenience thereafter.

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16 Dated: April 8, 1997


THOMAS R. HOGAN

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18 Attorney for Defendant
19 PUBLIC KEY PARTNERS
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PROOF OF SERVICE U.S. MAIL

I am employed in the County of Santa Clara, State of California. I am over the age of 18 and not a party to the within action. My business address is 60 South Market Street, Suite 1125, San Jose, California 95113.

On April 8, 1997, I served the foregoing documents described as:

**DEFENDANT PUBLIC KEY PARTNERS'
CASE MANAGEMENT CONFERENCE STATEMENT**

on the interested parties in this action addressed as follows:

**Roger Schlafly
Post Office Box 1680
Soquel, California 95073**

**Karl J. Kramer
Morrison & Foerster LLP
755 Page Mill Road
Palo Alto, California 94304-1018**

**Robert T. Haslam
Heller Ehrman White & McAuliffe
525 University Avenue, Suite 1100
Palo Alto, California 94301-1900**

**James R. Busselle
Tomlinson, Zisko, Morosoli & Maser
200 Page Mill Road, Second Floor
Palo Alto, California 94306**

**Patrick J. Flinn
Alston & Bird
One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309**

[X] BY MAIL

☐ I deposited such envelope in the mail at San Jose, California. The envelope was mailed with postage thereon fully prepaid.

☒ As follows: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at San Jose, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

Executed on April 8, 1997, at San Jose, California.

☐ STATE: I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☒ FEDERAL: I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made.


PHILLIP E. MAROC